



**Richard
Baird/ENF/R8/USEPA/
US**

01/18/2006 02:50 PM

To Peggy Livingston/RC/R8/USEPA/US@EPA

cc

bcc

Subject Fw: Richardson Flats

It's ok with me. Up to you. Given what Maureen wants to discuss on Friday (see her email) I still think 15 or 20 minutes just to say hello and get to meet each other is worthwhile. We can meet tomorrow in Starbucks or where ever. I have not reserved a conference room.

Rick

Richard H. Baird
Senior Enforcement Attorney
U.S. EPA
999 18th St., Suite 300
Denver, CO 80202-2466
Phone - (303)312-6642
Fax - (303)312-6953

*Note - The 1/18/06 (2:50 pm)
and 1/18/06 (2:36 pm) emails could
be considered privileged but OK to release.
I do not have a separate copy of the
1/17/06 email, below, from Kevin
Murray, and 12/14/05 email to Kevin Murray,
which are public.*
PL

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----- Forwarded by Richard Baird/ENF/R8/USEPA/US on 01/18/2006 02:40 PM -----



"Elmer, Mark (ENRD)"
<MElmer@enrd.usdoj.gov>
v>

01/18/2006 02:36 PM

To Richard Baird/ENF/R8/USEPA/US@EPA

cc Peggy Livingston/RC/R8/USEPA/US@EPA, Maureen
OReilly/ENF/R8/USEPA/US@EPA

Subject RE: Richardson Flats

Rick, any chance we could bump our meeting back to 2 tomorrow? If not, no problem.

-----Original Message-----

From: Baird.Richard@epamail.epa.gov [<mailto:Baird.Richard@epamail.epa.gov>]

Sent: Tuesday, January 17, 2006 4:39 PM

To: Elmer, Mark (ENRD)

Cc: Livingston.Peggy@epamail.epa.gov; OReilly.Maureen@epamail.epa.gov

Subject: Richardson Flats

Mark -

Good meeting you today. Peggy Livingston and I can meet with you for a short visit on Thursday at 1:00 p.m. Maureen, unfortunately is unable to meet at all on Thursday. Maureen can meet on Friday, as can Peggy and I, but I'm not sure if you're in on Friday. If you are, let me know when it's good for you.

Let's plan on still meeting at 1:00 on Thursday so you can meet Peggy. If you are available on Friday, then we can have a full enforcement team meeting to talk about strategy etc., prior to the meeting on Monday. We love meetings at EPA.

Also, here's the latest correspondence from UPCM's attorney regarding the proposed hotel.

Rick

Richard H. Baird
Senior Enforcement Attorney
U.S. EPA
999 18th St., Suite 300
Denver, CO 80202-2466
Phone - (303)312-6642
Fax - (303)312-6953

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----- Forwarded by Richard Baird/ENF/R8/USEPA/US on 01/17/2006 04:17 PM

Kevin Murray
<kevin.murray@ma
beymurray.com>

To

Peggy
01/17/2006 12:29 Livingston/RC/R8/USEPA/US@EPA

PM

CC

Kerry Gee <kcgee@unitedpark.com>,
Maureen
O'Reilly/ENF/R8/USEPA/US@EPA,
Peggy
Churchill/EPR/R8/USEPA/US@EPA,
Richard Baird/ENF/R8/USEPA/US@EPA
Subject
RE: Hotel Meeting

Peggy We believe the agenda would be as follows:

As you know the meeting with EPA will be to discuss the redevelopment of Pod B-2, which is located adjacent to the Daly West mine rock consolidation area. At this meeting, we anticipate the agenda to include the following items:

- * An introduction between the EPA team members and representatives of DV Luxury Resort LLC (DV);
- * Project Overview;
- * Current Site Status;
- * Objectives;
 - * Address potential CERCLA liability for the redevelopment of Pod B-2 and;
 - * Discuss possible mechanisms at EPA's Disposal to accommodate the developer's plans and alleviate their concerns;

* Next Steps;

* Tasks

* Timing

As you know, this project is of the utmost importance to UPK and finds itself a priority with UPK management, therefore a meeting at EPA's earliest possible date is very important.

-----Original Message-----

From: Livingston.Peggy@epamail.epa.gov

[mailto:Livingston.Peggy@epamail.epa.gov]

Sent: Wednesday, December 14, 2005 4:15 PM

To: Kevin Murray

Cc: Kerry Gee; OReilly.Maureen@epamail.epa.gov;

Churchill.Peggy@epamail.epa.gov; baird.richard@epamail.epa.gov

Subject: Re: Hotel Meeting

Kevin: This is to catch up on some of the correspondence and telephone calls regarding a meeting with EPA about the hotel proposal. I expect that during the week of January 23, 2006 we will have an internal EPA meeting on some of the Richardson Flats issues. I also understand that you are interested in setting up a meeting with EPA about the hotel proposal. I would expect we would be available to meet with you on this in the weeks following January 23rd. If you would be able to send us a detailed agenda for the meeting about the hotel proposal, preferably before January 23rd, that would be very helpful.

Please have a good holiday. I look forward to working with you.

Peggy Livingston

Enforcement Attorney

EPA Region 8

303-312-6858 (phone)

303-312-6953 (fax)